

## STOCK RATES GOOD

United States Circuit Court Refuses Injunction Asked by Western Lines.

## AFFECTS SHIPMENTS OF CATTLE

Fifty-Six Railroads Alleged Tariff Would Be Confiscatory.

## OPINION FILED BY THE COURT

No Evidence that Commission Has Exceeded Its Powers.

## THIS MUST FIRST BE SHOWN

Allegation that Rates Are Confiscatory Is Subject for Review When Proper Showing Has Been Made.

ST. LOUIS, Oct. 23.—The United States circuit court this afternoon refused to issue an injunction restraining the Interstate Commerce commission from putting into effect an order reducing rates on cattle shipments from the southwest territory to Chicago, St. Louis, Kansas City and other points.

The application for the injunction was made by the Missouri, Kansas & Texas railway and fifty-five other western and southwestern roads. The petition for the restraining order was filed about three weeks ago and stated that the rates prescribed by the commission were confiscatory and would cause the roads involved to lose nearly \$1,500,000 a year.

The ruling of the court today does not apply to the matter of the reduction of switching charges at the Chicago terminal yards. The Interstate Commerce commission has already been restrained from reducing the terminal charge on live stock from \$2 to \$1 a car, and when its attention was called to the fact that in again reducing an order reducing terminal charges it had violated the injunction, the commission suspended the order. The petition of the railways in both the terminal charge case and the stock rate cases were filed at the same time, but the terminal charge was not discussed in the opinion of the court today. The judges sitting today were Adams, Vandevanter and Hook. In denying the injunction they ruled that the court had a right to go into the evidence and determine whether the new rate was confiscatory, but that before it took up that phase of the matter, there must be a showing that the Interstate Commerce commission had exceeded its authority. This had not been done, the opinion said.

## ELKINS SAYS HE DOESN'T KNOW

West Virginia Senator Refuses to Give Any Corroboration of Stories.

PITTSBURGH, Oct. 23.—In an extended conference over the long distance telephone with The Associated Press, Senator Stephen B. Elkins at Elkins, W. Va., today, the Associated Press made a number of pointed inquiries concerning the reported engagement of his daughter, Miss Katherine Elkins, and the duke of the Abruzzi.

The attempt, however, to uncover a "frustration or delusion" was unavailing. Senator Elkins reiterated, emphatically, his previous statements to the Associated Press that "he didn't know anything about the matter." Pressed for an efficient statement regarding the alleged engagement, the senator said:

"I cannot make a statement concerning this matter. Myself and family wish to maintain our attitude of refraining to discuss the affairs."

"Yes, senator, but they all tend to the one end. That is, eventually there will be a marriage," he was told.

"I have no idea where we don't know anything about that," he said.

"What are the latest reports?" he asked, "news don't get to Elkins very fast."

"It is said the duke of the Abruzzi is arranging his affairs to come to this country within a short time."

"It's news to me."

"It is said the Italian warships will escort the duke and his bride to Italy."

Senator Elkins laughed. "What else?"

"Also, when you visit Italy after the marriage, you will be given the title of Chevalier of Annunziata."

This last information seemed to strike the senator as a joke and he laughed heartily. He was also informed of a report that Marjorie Gould of New York had been selected as one of the bridesmaids and he ended the conversation by saying:

"I don't know a thing about it. I am sorry I can't give you something. How ever, when the thing is going on, I am going to call you on the telephone at Pittsburgh and give it to you."

TURIN, Oct. 23.—The duke of the Abruzzi arrived here today. He called upon his brother, the count of Turin, who has just returned from London, and later upon Queen Margherita, who has recently returned here from Paris. There is reason to believe that the date of the duke's departure for the United States has not yet been fixed.

## WESTERN MATTERS AT CAPITAL

Clerks in the Departments Making Preparations to Go Home to Vote.

(From a Staff Correspondent.)  
WASHINGTON, Oct. 23.—(Special Telegram.)—George Krug, representative of the Anheuser-Busch Brewing association in Omaha, is in Washington to assist in the christening of his grandchild, born to his daughter, Mrs. Brown, of this city, a short time ago, at St. Paul's Catholic church next Sunday. Mr. Krug will leave for Omaha early next week to cast his vote for Taft.

The clerks in the departments are already leaving for their homes to participate in the coming presidential election, and it is expected that Nebraska will show up well with other states as to the number going home to vote. John R. Berg, superintendent of the work of the government printing office, and who has nearly 400 men under his charge, will take a short time ago, at St. Paul's Catholic church next Sunday. Mr. Krug will leave for Omaha early next week to cast his vote for Taft.

## SUMMARY OF THE BEE

Saturday, October 24, 1908.

1908 - OCTOBER - 1908

SUN	MON	TUE	WED	THU	FRI	SAT
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

## THE WEATHER

FOR OMAHA, COUNCIL BLUFFS AND VICINITY—Fair and warmer Saturday.  
FOR NEBRASKA—Fair and warmer Saturday.  
FOR IOWA—Partly cloudy, Saturday, with probably local showers in east and central portions.

Temperature at Omaha yesterday: Deg.

Hour	Temp.
8 a. m.	57
9 a. m.	58
10 a. m.	59
11 a. m.	60
12 m.	61
1 p. m.	62
2 p. m.	63
3 p. m.	64
4 p. m.	65
5 p. m.	66
6 p. m.	67
7 p. m.	68
8 p. m.	69
9 p. m.	70
10 p. m.	71
11 p. m.	72
12 m.	73

## POLITICAL

Democrats in Wyoming have a large "slush" fund, which they are spending, among other things paying a fancy price for space in republican papers.

Page 1 Nebraska democrats busy circulating stories in hope of stampeding voters into the democratic camp.

Page 1 Judge Taft has a heavy speaking schedule in Indiana, closing with a speech in the city at night.

Page 1 All members of President Roosevelt's cabinet will take the stump before election, their itineraries having been arranged.

Page 1 Republicans of Ohio are confident they will carry the state.

Page 1 Joe James was hanged yesterday at Springfield, Ill., for the murder that started the recent race riots.

Page 2 Trainmen on the "Prisco" road were held up and robbed by Kansas men.

Page 1 A physician from Centerville, Ia., has been sent to Paris by Theodore Shonts to treat his daughter, the Duchess de Chaulnes.

Page 1 Heavy rains continue in the south and floods do great damage in Kansas and Oklahoma.

Page 2 Two young men are killed and one injured near Gowrie, Ia., when hand car strikes car of elders.

Page 1 Senator Elkins says he knows absolutely nothing of an engagement between his daughter and the duke of the Abruzzi.

Page 1 Snow fell yesterday generally over Kansas.

Page 1 Secretary of State Root denied the writ of extradition for Jan Poren which the Russian government sought.

Page 2 The defeat of the franchise of the municipal street railway corporation in Cleveland was due to poor service the company furnished.

Page 2 Woman's Christian Temperance union convention sessions closed yesterday at Denver.

Page 2 Miss Templeton, state librarian, was elected president of the State Library association at Hastings.

Page 2 The state bank of Hartwell was blown early yesterday morning and \$2,400 was stolen.

Page 3 FOREIGN.

Page 3 Emperor William has been very friendly to the duke of the Abruzzi.

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## BANQUET ON BATTLESHIP

Functions in Honor of American Fleet End with Dinner on Fuji.

## OFFICERS TAKE LEAVE OF TOKIO

Crowd at Station Gives Them Ovation While Waiting for Train—Admiral Sperry at Funeral of Count Nodan.

YOKOHAMA, Oct. 23.—The series of incomparably brilliant functions which have characterized Japan's reception of the American battleship fleet came to a close tonight with a dinner on board the battleship Fuji, the guests of which were confined to the American ambassador, rear admirals and other officers. There was also a brilliant reception on the battleship Mikasa, to which all the prominent Americans were invited, with the accompaniment of an illumination of the fleet, fireworks and torchlight processions on shore.

Rear Admiral Sperry today endeavored himself to the Japanese people by personally attending the funeral of General Count Nodan and placing a wreath on the casket. Later a luncheon was given at the Riksha palace and the admiral, accompanied by his aides, walked from the palace to the Shimbashi railway station, passing along the Ginza, the principal street of Tokyo, which was massed with people. The admiral was recognized and almost mobbed by tens of thousands of enthusiastic people, but everywhere was treated with respect. Thousands sought to shake him by the hand and the ovation lasted the whole length of the street. The stern old admiral evidently was deeply impressed and at times stopped shaking hands with some individuals, who, speaking English, halted him for the benefit of others. To these he said, "I am deeply impressed of your welcome to myself, my officers and men. I trust that the friendship now formed will last forever and regret the necessity of bidding you farewell."

Rear Admiral Sperry was accompanied by Rear Admirals Schroeder and Wainwright, with their aides, were kept equally busy exchanging greetings.

Officers Leave Tokio.

The party arrived at the Shimbashi station half an hour before the time set for their departure and took refuge from the pressure of the friendly crowd in the waiting room. When the Japanese officials who were to accompany the American officers to Yokohama arrived, Rear Admiral Sperry was invited to enter a carriage again for a short drive in order to give the people who arrived late an opportunity for a final greeting. He consented and when the carriage broke loose. He was driven a short distance and returned to the station. Along the whole route was given an ovation such as is impossible to describe in words. The tumult was simply deafening. On arriving at the square opposite the Shimbashi station thousands of children waved flags and sang in his honor.

The station was crowded with high Japanese officials and prominent citizens. The American embassy, headed by Ambassador O'Brien, Colonel Iron, American military attaché and Lieutenant Commander Dougherty, and their staffs, in full uniform, hundreds of naval and military officers of Japan, together with many ladies, made up a most brilliant scene.

When the special train moved out of the station there was a constant din, the cheering of the people mingling with the blast of the three brass bands. The route to Yokohama, as on the occasion of the going to Tokio, was lined with children. The same scenes were re-enacted in Yokohama on the way to the wharf, where the launch of the Connecticut awaited the rear admirals, and the cheers continued until they reached the ships.

Jackie Saves Jap Flag.

A single incident saved the spirit in which the American sailors accepted the reception. A triumphal arch on one of the principal streets caught fire, the blaze reaching up toward a Japanese flag floating from a flagstaff at the top and threatening to destroy the flag. An American sailor, Jackie, dashed up, an American flag, through the blaze broke off the staff and carried the flag safely to the ground. This act was witnessed by thousands and created a profound impression. The young sailor received an ovation which continued until he was forced to retire to his quarters.

The famous Maple club of Tokio was a scene tonight of one of the most brilliant functions of this entire week of unsurpassed entertainment. The American Friends' association, of which Baron Kaneke is president and Baron Takashi vice president, entertained 25 officers and a number of the most prominent women of Tokio. The association is composed entirely of Japanese who have visited America, a majority being university men and all speaking the English language.

Conduct of Perry's Fleet.

The entertainment included Japanese and European dinners, dancing and fireworks. During the course of the evening Baron Kaneke in a felicitous speech presented to Rear Admiral Emory, who represented the United States, a picture of the landing of Commodore Perry's fleet at Kuliama. The picture, framed in Oregon pine, was painted by a Japanese artist now 86 years old, who was the first to sight the black warships of Commodore Perry's fleet. The aged artist was introduced upon the stage by Rear Admiral Emory. The scene when the big American admiral bent down to shake the hand of the withered Japanese was most impressive.

Conduct of Sailors Excellent.

One of the most striking features of the week's stay of the Americans in Japan has been the perfect order maintained by the sailors while on shore. There has been few cases of misbehavior, in fact, less than in any place visited during the trip from Hampton Roads. Not a single case of disorderly conduct has occurred on the streets. The governor and mayor said to the Associated Press that one of the most impressive features of the visit of the fleet was to see the perfect behavior of the American blue jackets who had been so long confined aboard the ships that they might be expected under the temptation of unlimited entertainment to sporadically break loose. In this respect the navy has covered itself with glory in Japan. The Americans resident here are extremely proud of the officers and men of the fleet and the respect of their visit politically, commercially and socially has undoubtedly been enormous and will be ineradicable.

New Train Arrangement.

CHETENNE, Wyo., Oct. 23.—(Special.)—While official announcement has not been made, Union Pacific trainmen interested understand that when the Carr-Borje cut-off is put into operation about December 1 freight trains will run from Denver to Laramie, but passenger crews will continue to run from Denver to Cheyenne.

Republicans in Ohio Feel Contented They Will Carry State.

NEW YORK, Oct. 23.—Edith Root, secretary of state, will speak in Cincinnati on October 25 and in Toledo on October 26. This arrangement was made at the request of the state committee of Ohio.

Harry A. Williams, chairman of the Ohio state republican committee, called on Chetenne Hitchcock at republican national headquarters today. Mr. Williams made the following statement:

"The only doubt that I hear about the republicans carrying Ohio comes from outside the state. There have been some dis-

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## His Engagement Ring



From the Chicago Tribune.

## LAST DAY FOR REGISTRATION

State Librarian Selected Head of Nebraska Library Association at Hastings.

## HITCHCOCK ENROUTE WEST

Chairman Will Close Up Work of Campaign in Chicago.

## FINAL VISIT BEFORE ELECTION

On His Return to New York First of Week He Will Give Out His Forecast of the Result.

NEW YORK, Oct. 23.—Chairman Hitchcock of the republican national committee left for Chicago at 3:30 p. m. today. He will have a final personal conference there on the political situation and conditions in the west and middle west and return here Monday morning. He said that upon his return he would remain here until after the election and added that soon after his return he would give out his forecast of the result.

Members of the local unions affiliated with the American Federation of Labor will have Mr. Taft, who is an honorary member of the International Union of Steam Shovelers, to themselves next Wednesday evening for half an hour. Since Mr. Taft has consented to speak to the Cooper union they have arranged to exclude from the hall all persons not members of the union. Henry A. Williams, chairman of the Ohio state executive committee, was at headquarters of the republican national committee to consult with Chairman Hitchcock about the campaign in Ohio. Mr. Williams said:

"I see no reason to doubt that Taft will carry Ohio by at least 75,000."

TAFT CIRCLES INDIANAPOLIS

Speeches in Number of County Seats Around Indiana Capital.

INDIANAPOLIS, Ind., Oct. 23.—Judge Taft today made a complete circuit of Indianapolis about fifty miles distant at all times and tonight he was here at the attraction for a monster rally. During the day he made extended speeches in Lafayette, Marion, Muncie and Anderson, and ten to fifteen-minute speeches in Greencastle, Rosedale, Crawfordsville, Rushville, Frankfort, Kokomo, Greentown, Knightstown, Shirley, Russiaville and Shelbyville. To carry out this heavy itinerary it was necessary for the candidate to be up at 5 o'clock this morning. At that time his train was on a siding in a quiet field about five miles from Brazil. The comparatively short run had been made after midnight from Evansville to the siding for that the candidate might have a few hours of quiet.

Like yesterday the day began with indications of intense political interest. The go-there as the attraction for a monster 7 o'clock crowd at Brazil numbered many thousands. "I take it as a great compliment to our cause that you are out at this hour," was the greeting of Judge Taft, after he had been heartily cheered. "I am sure it argues," he added, "while our meetings yesterday argued that the people of Indiana are aroused to the necessity of voting as republicans on the third of next November." The candidate then introduced the important part of the day by calling attention to Brazil's coal and agricultural interests and declared it to be necessary to restore confidence among investors if prosperity was to be restored and continued. Ex-Governor Durbin and Representative Holliday joined the special at Brazil for the day and at each station the crowd of local committeemen who accompanied the train became larger.

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## MISS TEMPLETON PRESIDENT

State Librarian Selected Head of Nebraska Library Association at Hastings.

## DEMOCRATIC WIND STARTS

Stories Made Up in Effort to Stampede Voters Into Their Bandwagon.

## ALL FAIL TO STAND THE TEST

Lincoln Republicans Plan to Wind Up the Campaign with Two Great Meetings on the Eve of the Election.

(From a Staff Correspondent.)  
LINCOLN, Oct. 23.—(Special.)—From now until the day of election the democratic state committee will redouble its stories about the number of votes Bryan and Shallenberger will receive. This has been the tactics of the democrats since the campaign started, the object being to create the impression in the east that Bryan would carry this state and to start a stampede for band wagon. The stories told from now until election will make the misrepresentations of the past look like the work of amateurs.

One of the big stories the democrats scattered broadcast was that down at DeWitt there were twenty-eight republicans who had organized a club and all intended to vote for Bryan. Three different traveling men brought back the story to the democrats. Finally one democrat who counts noses in cases of this kind sent a man to DeWitt to get the names of these republicans.

"It is true you have twenty-eight republicans here who have organized a club and will vote for Bryan?"

"Sure," he was told.

"Well, really I don't know who the officers are, but if you be above down the street Mr. — can tell you."

Mr. So and So was called upon and he couldn't tell. Finally the agent of the democrats came away from DeWitt with the names of four men who it was "reported" to him had voted the republican ticket and expected now to vote for Bryan.

One Ridiculous Story.

Another story sent broadcast by the democrats was to the effect that if Taft is elected the bottling works at Seward would close down and 2,000 men would be thrown out of employment. A number of Seward people in Lincoln yesterday heard that story and—nearly—laughed themselves sick. Seward has a population of about 2,500 people and the democrats are having a hard time making the people of this neck of the woods believe 2,000 of the men are employed in the bottling works.

The democrats have been claiming University Place solid. A house to house canvass was made of half of that city during the last few days and the result showed this: Taft, 146; Bryan, 71; prohibition, 39. This indicates that this strong republican community will cast its usual republican majority.

The democrats have been claiming Havelock practically unanimously. A house to house canvass of that thriving little shop town showed the usual republican vote will be polled. A poll of the farmers around Lincoln shows the republican vote will be increased more than 200.

These are just few of the cold facts spread over the claims of the democrats.

"The talk of the democrats this year reminds me that two years ago," said a prominent republican. "They claimed Douglas county would give Shallenberger 6,000 majority over Sheldon. Everyone will remember that. Some of the very conservative democrats claimed only a majority of 4,000, but the big guns who had investigated put the figures at 5,000. Well the vote showed that Sheldon carried the county."

Democrats have sent out the word to whoop things up. Claim everything in sight and then some. Have people into jumping into the band wagon.

Here is an example of just how much noise a few Bryan democrats can make. It was told as a true story, but whether it is or not it hits the nail on the head:

A republican was on a train and in his car it seemed everyone was for Bryan. These Bryanites joined the republican until

(Continued on Third Page.)

## SLUSH FUND IS LARGE

Democrats Spending Unusually Large Sums in Wyoming.

## SOURCE OF CASH IS MYSTERY

Big Prices Being Paid for Space in Republican Newspapers.

## SHERIDAN PAPER ONE OF THEM

Expenditure Does Not Appear in Reports of Committee Treasurer.

## VIOLATING PUBLICITY LAW